

REMARKS

Claims 24-47 are currently pending. Claims 43-45 have been withdrawn from consideration.

Claim 47 has been cancelled.

1. Rejections under 35 U.S.C. §112

The Examiner has rejected claims 38 and 39 under 35 U.S.C. §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. Specifically, the Examiner notes that the terms "SC paper" and "SC-B paper" in these claims lack sufficient antecedent basis. Applicant has amended the claims to correct the antecedent basis problem. Reconsideration and removal of the indefiniteness rejection is therefore requested.

2. Rejections under 35 U.S.C. §103

The Examiner has again rejected claims 37-40 and 47 for the reasons set forth in the Office Action of May 13, 2003. In the previous Office Action, the Examiner had rejected the claims as being obvious in view of Gill et al. (US Patent No. 4,892,590). The Examiner has indicated that Applicant's prior remarks have been considered but found unpersuasive. The Examiner specifically notes that the lignin content limitation in claim 47 conflicts with the definition of wood-containing pulp and therefore still reads on the pulp disclosed by the reference. With respect to claims 37-40, the Examiner maintains that the pulp taught by Gill could still be used in Super Calendar papers and that the skilled artisan would still have a reasonable expectation of success using the pulp taught by Gill. Applicant respectfully traverses.

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As noted above, claim 47 has been cancelled thereby rendering the Examiner's rejection moot. Claims 37-40 have also been amended to depend from claim 32. Support for the claim amendment may be found on page 6, lines 8-11 of the Specification and, thus, no new matter has been added. Since claim 32 has been found to be directed to allowable subject matter, Applicant submits that newly amended claims 37-40 are equally patentable over the prior art. Accordingly, reconsideration and removal of the obviousness rejection in view of Gill is respectfully requested.

3. Allowable Subject Matter

Claims 24-36, 41-42 and 46 have been indicated as allowed. Claim 32 has been amended to correct a spelling error. As discussed above, Applicant has cancelled claim 47 and has amended claims 37-40. Applicant submits that all of the claims are now directed to patentable subject matter. Favorable consideration and early allowance of all of the pending claims is earnestly solicited.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Leonard R. Svensson (Reg. No. 30,330) at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

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If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

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